

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

FILED  
MURPHY  
KENNETH J. MURPHY  
CLERK

03 OCT 31 PM 12:15

KATHERYN LAWS, et al

NO: C 1 01 142

Plaintiff

v.

F. BRUCE WATKINS, M.D., et al

Defendant

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**MOTION TO DEEM ADMITTED THE REQUEST FOR ADMISSIONS  
DIRECTED TO DEFENDANT, F. BRUCE WATKINS, M.D.**

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Come now the Plaintiffs and respectfully request the Court for an Order deeming the Request for Admissions served upon Defendant, F. Bruce Watkins, M.D., on the 5<sup>th</sup> of May, 2000, be deemed admitted.

Respectfully submitted,

McINTOSH & McINTOSH

By 

Michael Todd McIntosh

Reg. #0061523

Attorney for Plaintiffs

15 E. 8<sup>th</sup> Street, Suite 300 W

Cincinnati, Ohio 45202

513-929-4040

By 

**Bruce B. McIntosh**  
**Reg. #0013525**  
**Attorney for Plaintiffs**  
**15 E. 8<sup>th</sup> Street, Suite 300 W**  
**Cincinnati, Ohio 45202**  
**513-929-4040**

**MEMORANDUM**

Federal Rules of Civil Procedure, Rule 36(A).

A copy of the Request for Admissions are marked Exhibit "A", attached hereto and incorporated herein as if fully rewritten. These were served on the Defendant, F. Bruce Watkins, M.D., on the 2<sup>nd</sup> day of May, 2000, as evidenced by the return receipt docketed with the Brown County, Ohio, Court of Common Pleas (the "State Court") on May 5, 2000. Defendant Watkins requested and was provided an extension of time until July 6, 2000, by the State Court. Since that time, Defendant Watkins has neither responded, requested additional time or objected to any of the Request for Admissions.

IT IS, THEREFORE, respectfully submitted that judgment be rendered deeming admitted all of the Request for Admissions that were served on the Defendant more than three (3) years ago.

Respectfully submitted,

McINTOSH & McINTOSH

By 

**Michael Todd McIntosh**  
**Reg. #0061523**  
**Attorney for Plaintiffs**  
**15 E. 8<sup>th</sup> Street, Suite 300 W**  
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**Bruce B. McIntosh**  
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**Attorney for Plaintiffs**  
**15 E. 8<sup>th</sup> Street, Suite 300 W**  
**Cincinnati, Ohio 45202**  
**513-929-4040**

**CERTIFICATION OF SERVICE**

I hereby certify that a copy of the foregoing has been mailed to Mr. Judd Uhl, Attorney, Fourth & Walnut Center, 105 E. Fourth Street, Suite 1400, Cincinnati, Ohio 45202; Mr. Gerald F. Kaminsky, Assistant United States Attorney, 221 E. Fourth Street, Suite 400, Cincinnati, Ohio 45202 and to F. Bruce Watkins, M.D., 71 Greenhill Road, Dayton, Ohio 45405 by ordinary U.S. Mail this 31<sup>st</sup> day of October, 2003.

